

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

Crl.Rev.Pet.No. 1564 of 2007(E)

CRA.311/2005 of SESSIONS COURT, THRISSUR
ST.2928/2001 of JUDL. MAGISTRATE OF FIRST CLASS COURT, KODUNGALLUR
.....

REVN. PETITIONER: APPELLANT/ACCUSED

G.UNNIKRISHNAN
S/O.GOVINDAN ACHARY
THOTTUVATHALA BHAVAN
AMBALAPUZHA, ALAPPUZHA DT.

BY ADV. SRI.S.RAJEEV

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

1. HARILAL
S/O.PADMANABHAN
KALATHIL HOUSE, KAIPAMANGALAM BEACH
KODUNGFALLUR TALUK
THRISSUR.
2. STATE OF KERALA
REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU
SRI.M.C.ANTONY

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION
ON 10/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1564 of 2007

Dated this the 10th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to imprisonment till the rising of the court and to pay a compensation of Rs.35,000/- with interest at 12% per annum from 2.12.1999 till the date of realisation and in default, to undergo simple imprisonment for three months.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. It is submitted that the cheque amount is Rs.35,000/- and the amount to be paid as compensation may be quantified. In the circumstances, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.40,000/-. Revision petitioner is granted six months' time to pay the amount of compensation. Revision petitioner shall appear before the Judicial First Class Magistrate Court, Kodungallur on 10.10.2007 to receive the

sentence. Non bailable warrant, pending, if any shall be kept in abeyance till 10.10.2007.

The criminal revision petition is disposed of as above.

**K.R.UDAYABHANU,
JUDGE**

csl